

REMARKS

Further and favorable reconsideration is respectfully requested in view of the foregoing amendments and following remarks.

Summary of Discussion with Examiner

Applicants' representative telephoned the Examiner on November 27, 2008 to discuss the rejection of claim 13 under 35 U.S.C. § 112, second paragraph. Applicants appreciate the Examiner taking the time to review the rejection and discuss it with Applicants' representative. Upon review of the rejection, and discussing the same with Applicants' representative, the Examiner indicated that she was withdrawing this rejection. Applicants thank the Examiner for her kind reconsideration of this issue.

Claim Amendments

Claims 3, 7 and 13 have been amended to replace "pentenyl" with "4-pentenyl". Support for this amendment is found on page 11, line 12 of Applicants' specification.

Claims 3, 6-9, 10 and 13 have been amended to correct the spelling of "trimethylsilyl".

Claims 3, 6, 7, 9 and 13 have been amended to replace "NO₂" with "ONO₂". Support for this amendment is found in the title compound of example (E) described on page 21 of Applicants' specification, since a nitrate means "ONO₂".

Claims 4, 8 and 14 have been amended to provide a formula for the protective asparagines. Support for this amendment is found in both the specification (page 6, line 5) and the claims (claim 8).

Claim 3 has also been amended to incorporate the limitations of claim 2, as a result of which claim 2 has been cancelled, without prejudice.

Claim 13 has also been amended to incorporate the limitations of claims 11 and 12, as a result of which claims 11 and 12 have been cancelled, without prejudice.

Lastly, claim 5 has also been cancelled, without prejudice.

No new matter has been added to the application by these amendments.

Claim Objections

The objection to claims 2-14 has been rendered moot in view of the above-discussed claim amendments.

Rejection Under 35 U.S.C. § 112, First Paragraph

The rejection of claims 3, 7 and 13 under 35 U.S.C. § 112, first paragraph, has been rendered moot by the above-discussed claim amendments.

Rejections Under 35 U.S.C. § 112, Second Paragraph

The rejection of claims 2, 11, 12 and 13 under 35 U.S.C. § 112, second paragraph has been rendered moot by the above-discussed claim amendments, and by the discussion with the Examiner. [The Examiner withdrew the rejection of claim 13, as is discussed in detail above.]

Additionally, the rejection of claims 2-14, and the rejection of claims 4 and 8 under 35 U.S.C § 112, second paragraph have been rendered moot by the above-discussed claim amendments.

Patentability Arguments

The patentability of the present invention over the disclosures of the references relied upon by the Examiner in rejecting the claims will be apparent upon consideration of the above-discussed amendments and the following remarks.

Rejections Under 35 U.S.C. § 103(a)

The rejection of claim 5 under 35 U.S.C. § 103(a) as being unpatentable over Bolem et al. in view of Yamazaki et al. has been rendered moot by the cancellation of this claim.

The rejection of claims 5 and 11 under 35 U.S.C. § 103(a) as being unpatentable over Usui et al. in view of Yamazaki et al. has been rendered moot by the cancellation of these claims.

line 9 to page 3, line 3 of Applicants' specification, it was quite difficult to prepare a sugar chain connecting through $\beta 1 \rightarrow 4$ bonds.

Further the trisaccharide of Applicants' invention is useful to prepare the asparagine-linked sugar chain. On the contrary, it was not possible to prepare the same using the sugar chain disclosed in Takatani et al.

The Greene et al. reference is merely relied upon for the discussion regarding protecting groups. Therefore, Greene et al. fail to remedy the deficiencies of the primary reference.

For these reasons, the invention of claim 10 is clearly patentable over cited combination of references. Applicants respectfully request that this rejection be withdrawn.

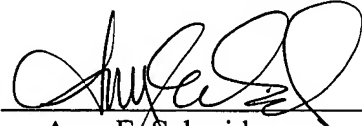
Conclusion

Therefore, in view of the foregoing amendments and remarks, it is submitted that each of the grounds of objection and rejection set forth by the Examiner has been overcome, and that the application is in condition for allowance. Such allowance is solicited.

If, after reviewing this Amendment, the Examiner feels there are any issues remaining which must be resolved before the application can be passed to issue, the Examiner is respectfully requested to contact the undersigned by telephone in order to resolve such issues.

Respectfully submitted,

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